



#15

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wayne A. Bonin

Serial No.: 08/965,332

Examiner: D. Larkin

Filed : November 6, 1997

Group Art Unit: 2856

For : APPARATUS FOR MICROINDENTATION HARDNESS TESTING AND
SURFACE IMAGING INCORPORATING A MULTI-PLATE CAPACITOR
SYSTEM

Docket No.: 55463/101/103

6/16/99
Approved
[Signature]

TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING
REJECTION (37 C.F.R. 1.321(b))

Assistant Commissioner
for Patents
Washington, D.C. 20231

CERTIFICATE UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being
deposited with the United States Postal Service on
the date shown below with sufficient postage as
first class mail in an enveloped addressed to the
Assistant Commissioner for Patents, Washington,
D.C. 20231 on this 16 day of June, 1999

RECEIVED

JUN 17 1999

By: _____

Carolyn I. Erickson

TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER

Sir:

Name(s) of disclaimant(s) Hysitron, Incorporated

Officing at 5251 West 73rd Street

Edina, Minnesota 55439

represent that I am

_____ an inventor of this invention.

_____ an assignee of this invention.

RECEIVED

JUN 16 1999

TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER

XXX a representative authorized to sign on behalf of the
assignee identified below.

IDENTITY OF ASSIGNEE AND TITLE OF DISCLAIMANT

The assignee is:

Name of assignee Hysitron, Incorporated

Address of assignee 5251 West 73rd Street

Edina, Minnesota 55439

Title of Disclaimant Attorney of Record

and is authorized to sign on behalf of assignee.

Recordal of Assignment in PTO

XXX the assignment was recorded on December 30, 1994

Reel 7292

Frame 0173

___ authorized for recordal of the assignment is separately
attached

Extent of Interest

The extent of my (our) interest is in

XXX the whole of this invention

___ a sectional interest in this invention as follows (here
state the exact interest of the disclaimant(s):

ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION

(37 C.F.R. 3.73(b))

XXX I, a person authorized to sign on behalf of the assignee, have reviewed the evidentiary documents referred to above and certify that, to the best of my knowledge and belief, title is mine/ours as assignees who seek to take further action.

DISCLAIMER

I hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

XXX United States Patent No. 5,553,486, as presently shortened by any terminal disclaimer

___ Any patent granted on application number _____

and hereby agree that any patent so granted on the above identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to:

XXX United States Patent Nos. 5,553,486

___ Any patent granted on application number _____

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors

or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of:

XXX United States Patent Nos. 5,553,486, as
presently shortened by any terminal disclaimer.

___ Any patent granted on application number _____

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 35 U.C.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated above.

FEE STATUS

(37 C.F.R. 120(d) AND 37 C.F.R. 1.321)

___ Other than a small entity - fee \$110.00

XXX Small Entity - fee \$55.00

___ Verified statement attached.

___ Verified statement filed on December 20, 1994.

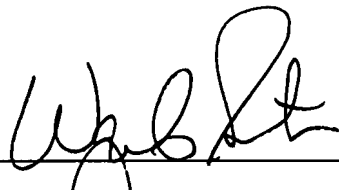
FEE PAYMENT

X Attached is a check in the sum of \$55.00

X Charge Account No. 14-0620 for any fee deficiency
required by this paper.

___ Charge Account No. 14-0620 the sum of \$ _____. A
duplicate of this disclaimer is attached.

Dated: June 7, 1999

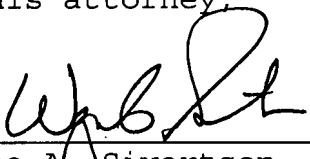

(Signature of Disclaimant)

Respectfully Submitted,

Wayne A. Bonin

By his attorney,

Date: June 7, 1999


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